IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 522 OF 2007

Pratibha Balasaheb Sathe] .. Petitioner

Versus

1. Shri Yedoba Shikshan Sanstha, Yerad and 5 ors.] .. Respondents

Mr. Sachin Manak i/b S.S. Pakale for the petitioner.

Mr. Rajesh Kachare for the respondents No.1 & 2.

Mr. C.R. Sonawane, AGP, for the respondents No.3 to 6.

Mr. Anil Subramanium for the respondent No.7.

CORAM: S.B. MHASE &
D.G. KARNIK, JJ.

DATED: 04TH JULY, 2007

P.C. :

. Heard.

2. The petitioner's services have not been approved and, therefore, the petitioner has approached this Court. The Government has filed an Affidavit stating that the substantive post for approval was not available and, therefore, the approval has been rejected. The learned counsel for the petitioner accepts that the post was not available at the time when

his proposal was rejected by the respondent, but, however, he states that now another vacancy has arisen on account of retirement and for that post, he should be considered. However, that cannot be done at this stage unless the petitioner is appointed in that post and fresh proposal is submitted by the Management for approval to that post. The Petition, as it stands, is without any merit and it is hereby rejected.

Sd/-
[D.G. KARNIK, J.]

Sd/-
[S.B. MHASE, J.]